

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA


IN RE:	:	Chapter 7
	:	
RAFAIL THEOKARY,	:	
	:	
Debtor.	:	Bky. No. 07-11008 ELF
	:	
RAFAIL THEOKARY,	:	
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
ERIC ABBATIELLO, <u>et al.</u> ,	:	Adv. No. 09-051 ELF
	:	
Defendants.	:	

ORDER

AND NOW, following a trial limited to the issue of liability in the above adversary proceeding, and after consideration of the evidence and the parties' post-trial submissions, and for the reasons stated in the accompanying Opinion,

It is hereby **ORDERED** that:

1. **JUDGMENT** is entered in favor of the Plaintiff and against Defendants Tom Shay and Eric Abbatiello as to liability under 11 U.S.C. §362(k).
2. **JUDGMENT** is entered in favor of Defendants Showplace Farms and Gaitway Farms, Inc. and against the Plaintiff.
3. A **FINAL PRETRIAL CONFERENCE** prior to trial on the issue of damages with respect to the remaining Defendants is **SCHEDULED for March 10, 2011, at 1:00 p.m., in Bankruptcy Courtroom No. 1, 900 Market Street, Philadelphia, PA.** At the pretrial conference, the court will consider any remaining pretrial issues and set a date for the trial on damages.



Date: February 14, 2011

ERIC L. FRANK
U.S. BANKRUPTCY JUDGE